

EXHIBIT O

NO: D116550 NAME: SHAMBURGER Case 3:07-cv-04597-JSW Document 33-16 Filed 08/14/2008 Page 2 of 2
Custody: MAX CS: 113 (10) WGPG: DID EFF: 6-7-07 Assignment: 372
RelDate: MEPD 1-12-99 Reclass: 7-07 ACTION: Retain S/I STATUS
BPH Hearing: Sub #2 3-2007 AT PBSP SHU

Inmate SHAMBURGER appeared / refused to appear before PBSP FAC ☒ / D SHU UCC this date for 180-Day Review. S is serving SHU Indeterminate due to his prison gang affiliation as documented on CDC 128B2 dated 6-7-06. S is an Active / Inactive / Associate / Member of the BLACK GUERRILLA FAMILY prison gang. S's validation was reviewed by Committee and found to meet the criteria required in CCR 3378(c). Committee acts to retain S in SHU per CCR 3341.5(c)(2)(A)2. S participated in Committee's review of his case and ~~agreed / disagreed~~ with Committee action. S ~~was informed~~ / is informed, via this chrono, that the Departmentally recognized avenues for release from SHU are through the debriefing process or through being determined to be an inactive prison gang member or associate as delineated in CCR, Title 15, sections 3378(e) and 3341.5(c)(4) and (5).
Comments: _____

Committee reviewed S for Inactive Gang Status as outlined in CCR 3341.5(c)(5) and noted the following:

- ☒ The last source document used in the validation process is dated 3-29-06, indicating recent (within 6 years) gang activity.
- ☐ Noted is a previous Inactive Review, documented on CDC-128B dated _____, indicating S does not meet the Inactive criteria. S will be eligible for another Inactive Review after 1-2012.
- ☐ The date of the most recent gang activity, as noted in S's file, could not be established. Refer S to PBSP IGI for evaluation of his current gang status.
- ☐ S has previously been referred to PBSP IGI for an Inactive Review, and the review is pending.
- ☐ S is pending DRB review.
- ☐ S was reviewed by the DRB on _____. The DRB determined _____.

☐ S is double celled with Inmate _____, # _____, / and states they are compatible.

☒ S has no cellmate and committee notes the "S" custody suffix has / has not previously been applied.

Committee acts to retain / affix the "S" suffix

☒ because S has not successfully completed the compatibility review for double celling in PBSP SHU.

☐ due to _____

☒ S is advised, via this chrono of the Committee's decision and his right to appeal.

☐ S was advised of Committee's decision and his right to appeal this Committee action and that it must be submitted within 15-working days of this date, whether he has received the CDC Form 128G Classification chrono or not.

BPH Initial / Documentation # _____ / Subsequent # 2 Hearing scheduled in 3-2007

Next scheduled Committee will be 7-07 for Annual Review.

MEMBERS:

Chairperson

M. Ferguson

Print Name/Title

FC (A)

M. Pena

Print Name/Title

CCU

Recorder

W. Barnts

Print Name/Title

CC: ☐ OBIS ☐ CSR ☐ IGI ☐ PSYCH ☐ C&PR ☐ MED ☐ OTHER _____

Committee Date: 2-20-07

Classification

FAC ☒ D SHU

UCC

180-DAY REVIEW

PBSP-SHU